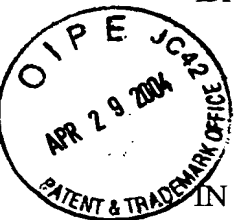


BARNES & THORNBURG**RECEIVED**

MAY 04 2004

OFFICE OF PETITIONS11 South Meridian Street
Indianapolis, Indiana 46204
(317) 236-1313
(317) 231-7433 Fax

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Group: 1614

Confirmation No.: 8145

Application No.: 09/836,567

Invention: METHODS FOR IDENTIFYING
AND TREATING RESISTANT
TUMORS

Applicant: Sawyer et al.

Filed: April 17, 2001

Attorney

Docket: 3051-67789

Examiner: Goldberg, Jerome D.

Certificate Under 37 CFR 1.8(a)I hereby certify that this correspondence is being
deposited with the United States Postal Service with
sufficient postage as first class mail in an envelope
addressed to Commissioner for Patents, P.O. Box
1450, Alexandria, VA 22313-1450

on April 26, 2004

(Signature)

Rebecca Ball

(Printed Name)

PETITION UNDER 37 C.F.R. § 1.137(b)Mail Stop Petition
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

04/30/2004 SDIRETAI 00000015 09836567

01 FC:1460
02 FC:1453130.00 DP - 1247 a
1330.00 DP

Sir:

On March 2, 2004, Applicants received a Petition Decision in response to a
Petition Under 37 C.F.R. § 1.181 to clarify the record filed by Applicants on July 11, 2003.

Copies of the Petition Decision and the Petition Under 37 C.F.R. § 1.181 are transmitted
herewith. The Petition Decision indicates that the above-captioned application was abandoned.

Applicants request that the above-captioned application be revived. The required
reply is also transmitted herewith (*i.e.*, a petition under 37 C.F.R. § 1.147 to proceed with a
deceased inventor and a Declaration signed by the remaining inventors). The petition fee of
\$1330.00 under 37 C.F.R. § 1.137(b)(2) and 1.17(m) is enclosed. The entire delay in filing the

required reply until filing this petition was unintentional. Please charge any additional fees or credit any overpayments in connection with this Petition to the Barnes & Thornburg Deposit Account No. 10-0435.

Respectfully submitted,

A handwritten signature in cursive script that reads "Rebecca Ball".

Rebecca L. Ball
Registration No. 46,535
Attorney for Applicant

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(317) 231-7511
Indianapolis, Indiana 46204